

MEMORANDUM

Agenda Item No. 10(A)(16)

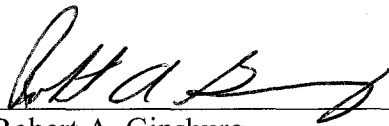
TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: January 20, 2005

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Resolution creating
committee to consider
issues relating to county
construction contracts

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Rebeca Sosa.


Robert A. Ginsburg
County Attorney

RAG/bw



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: January 20, 2005

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Agenda Item No. 10(A)(16)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

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Approved _____ Mayor

Veto _____

Override _____

Agenda Item No. 10(A)(16)

01-20-05

RESOLUTION NO. _____

RESOLUTION CREATING COMMITTEE TO CONSIDER
ISSUES RELATING TO COUNTY CONSTRUCTION
CONTRACTS

WHEREAS, the Procurement Management Subcommittee (the "Subcommittee") is concerned with issues relating to County construction projects and the number of change orders issued for such projects; and

WHEREAS, the Subcommittee believes this Board would benefit from the input of individuals from both the public and private sectors who are involved in County construction projects,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board directs the County Manager to create a committee comprised of the Commission Auditor, the Inspector General, a representative of Team Metro, other County Staff as the County Manager deems appropriate, and representatives from the architecture, contracting and engineering communities of the County. This committee shall be charged with examining how change orders are used on construction projects, the plausibility of imposing caps on the number of change orders permitted for construction projects, the feasibility of providing incentives to contractors who complete their work more quickly than anticipated, suggesting methods for holding contractors accountable, including by imposing liquidated damages or penalties, and other issues as it sees fit. The committee shall submit a report of its recommendations within 90 days of its first meeting.

The foregoing resolution was sponsored by Commissioner Rebeca Sosa and offered by
Commissioner _____, who moved its adoption. The motion was seconded by
Commissioner _____ and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman	
Dennis C. Moss, Vice-Chairman	
Bruno A. Barreiro	Dr. Barbara Carey-Shuler
Jose "Pepe" Diaz	Carlos A. Gimenez
Sally A. Heyman	Barbara J. Jordan
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 20th day of January, 2005. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Jeffrey P. Ehrlich